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Attorneys for Defendant
KFC U.S. PROPERTIES, INC.

UNITED STATES DISTRICT COURT
CENTRAL DISTRICT OF CALIFORNIA
WESTERN DIVISION

KENNY ARCHILA, individually, and
on behalf of all other similarly situated
current and former employees of KFC
U.S. Properties, Inc.,

Plaintiffs,

vs.

KFC U.S. PROPERTIES, INC., a
Delaware corporation; and DOES 1
through 100, inclusive,

Defendants.

Case No. 2:09-cv-0107 R (FMOx)

Hon. Manuel L. Real
(Magistrate Judge Fernando M. Olguin)

**PROTECTIVE ORDER
REGARDING DISCLOSURE OF
PUTATIVE CLASS MEMBERS**

PROPOSED CLASS ACTION

On removal from California Superior
Court for the County of Los Angeles
Case No. BC 399890

Trial Date: August 11, 2009

1 Based on the Stipulation Regarding Disclosure of Putative Class Members
2 signed by the parties (the "Stipulation"), it is hereby ORDERED that:

3 1. The Stipulation and this Order incorporate by reference the Protective
4 Order entered by the Court on May 28, 2009 in *Archila, et al. v. KFC US*
5 *Properties, Inc., et al.*, Case No. 2:09-cv-0107-R (FMOx) (the "Action").

6 2. KFC shall provide the name, last-known home address and last-known
7 home phone number for Team Members employed by KFC U.S. Properties, Inc. in
8 California restaurant locations between October 14, 2004 and June 3, 2009 (the
9 "Putative Class List").

10 3. With regard to disclosure of the Putative Class List, the following
11 restrictions in addition to those in the Protective Order shall apply:

12 A) The Putative Class List shall only be used for purposes of this
13 Action and may not be used for any other purpose;

14 B) Plaintiff shall use the Putative Class List in good faith and shall
15 not harass persons whose names and contact information appear
16 on that list;

17 C) The Putative Class List shall not be disclosed to anyone other
18 than counsel of record, its employees providing active assistance
19 with the Action (including law clerks, legal assistants, technical
20 assistants, secretaries and clerks of such counsel) and any outside
21 vendors utilized by counsel of record in connection with the
22 Action, provided such vendors sign Exhibit A to this Stipulation
23 and agree to abide by its terms and the terms of the Protective
24 Order as more fully set forth in Paragraph 3F below;

25 D) The identities of any persons on the Putative Class List shall not
26 be disclosed to any putative class member, including named
27 plaintiff, Kenny Archila;
28

- 1 E) Named plaintiff, Kenny Archila, shall not contact any other
2 person on the Putative Class List regarding this Action. Any
3 contact made on Plaintiff's behalf to any person on the Putative
4 Class List for purposes of this Action shall be made only by
5 counsel of record for Plaintiff, its employees providing active
6 assistance with the Action (including law clerks, legal assistants,
7 technical assistants, secretaries and clerks of such counsel) and
8 any outside vendors utilized by counsel of record in connection
9 with the Action;
- 10 F) In the event that a party discloses the Putative Class List to any
11 outside vendor or third party working at counsel of record's
12 direction, the disclosing party agrees to secure from such person
13 a signed written acknowledgment (the "Acknowledgment")
14 confirming that such person knows the terms of this Stipulation
15 and that such person agrees to be bound by the terms of the
16 Stipulation, this Order and the terms of the Protective Order, and
17 that such person agrees to submit his or her person to the
18 jurisdiction of the above-entitled Court for the purpose of
19 securing compliance with the terms of the Stipulation and Order.
20 The parties agree to secure the executed Acknowledgment before
21 disclosing the Putative Class List. The parties agree that the
22 Acknowledgment shall be in the form attached to the Stipulation
23 as Exhibit A. The parties further agree to retain such
24 Acknowledgments and to submit them to the Court for *in camera*
25 review in the event that a party alleges that the terms of the
26 Stipulation and Order have been violated. Neither party has an
27 obligation to reveal directly to the other the identities of persons
28 who execute written Acknowledgements.

1 4. The Stipulation and this Order shall remain in full force and effect at all
2 times throughout the pendency of this Action and thereafter.

3 5. At the conclusion of the Action, all copies of the Putative Class List
4 shall be returned to counsel for KFC.

5
6
7 Dated: June 23, 2009



Hon. Manuel L. Real
United States District Judge

EXHIBIT A

UNITED STATES DISTRICT COURT
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**CONFIDENTIALITY
ACKNOWLEDGEMENT**

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This is to certify I have read the Stipulation Regarding Disclosure of Putative
Class Members and the Protective Order entered in the above-entitled matter and
agree (a) to be bound by the terms and conditions listed therein; and (b) to be subject
to the jurisdiction of the Court and any sanctions imposed by the Court in the event
the Court determines I have violated the terms of Stipulation Regarding Disclosure
of Putative Class Members and/or the Protective Order.

Dated: _____

Signature

Print Name